IN THE HIGH COURT OF BOMBAY AT GOA

CIVIL APPLICATION NO. 83 OF 2006

IN

FIRST APPEAL NO. 76 OF 2006

SHRI UDAISINGH WAMANRAO RANE SARDESSAI AND 4 ORS., ...Applicants

Versus

SHRI PRATAPSINHA WAMANRAO RANE, PORVORIM-GOA AND 8 ORS., ...Respondents

Mr. C. Mascarenhas, Advocate for the applicants.

Respondent no.1 in person through his power of attorney.

Coram:- P.V. KAKADE, J.

Date:- 11th October, 2006

P.C.

Heard Advocate for the applicants as well as the power of attorney in person for respondent No.1. This is an application for stay of the lower Court's order. The lower Court has partly allowed the reference under Section 18 of the Land Acquisition Act and has directed that the award amount shall be apportioned equally between the applicant on one hand and the respondents No.10 to 14, in the lower Court, on the other.

This is an application by the said respondents No.10 to 14 who have preferred the appeal against the said order, seeking stay of the said order. However, it is to be noted that it is submitted on behalf of the respondent No.1 that the legal proceedings earlier have already decided the issue with which we are not concerned at this stage, but that will be gone into at the time of hearing of the appeal. At present, it is directed that the respondent No.1 is entitled to one half of the award amount on

furnishing solvent security to the satisfaction of the lower Court, if they wish to withdraw the money, after it is deposited. With this direction, there is no reason for staying of the order. Hence, the application stands disposed of with this direction with no order as to costs.

P.V. KAKADE, J.

ssm.